IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

FIRST APPEAL NO. 683 OF 2005

(New India Assurance Co. Ltd. vs. Smt. Jyoti Pralhad Rathod & Ors.)

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

CORAM : B.P. DHARMADHIKARI, J.
FEBRUARY 05, 2009.

Heard counsel for the respective parties.

Though this Court has passed order on 2.2.2009, before signature upon it, it was noticed that earlier order dated 25.8.2008 was passed by this Court directing the learned counsel for the appellant to file appropriate application as prayed for. Thus, the pursis was disposed of on 25.8.2008 itself. The appropriate application was not filed and again the pursis came to be listed before this Court. This Court was not informed about the earlier order dated 25.8.2008.

The office has now pointed out that as there was some dispute about the amount of Rs.50,000/-, the matter was placed before the Hon'ble Shri Justice C.L. Pangarkar, who had passed the earlier order in the matter and the Hon'ble Judge had directed the pursis to be listed before him for

clarification. It appears that due to change of roster, the matter could not be listed before the Hon'ble Judge and as the Hon'ble Judge is not available, the matter came to be listed before this Court and in the circumstances mentioned above, this Court has passed the order on 2nd February 2009.

In view of the office note and the facts mentioned above, the order dated 2nd February 2009 is being signed along with the present order.

JUDGE

*GS.